

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

v.

Cr. No. H-19-365

MAKSYM NIENADOV

UNOPPOSED MOTION FOR CONTINUANCE

The Defendant, Maksym Nienadov, moves this Court for a sixty-day continuance of the motions deadline, pretrial conference and trial, and respectfully shows as follows:

Mr. Nienadov is charged with conspiracy, trafficking in counterfeit drugs, and smuggling goods into the United States. The pretrial motions deadline is due August 2, 2019, the pretrial conference is set for August 19, 2019, and trial is set for August 26, 2019.

Discovery in this case is ongoing, and undersigned counsel has begun his own legal and factual investigation. Undersigned counsel has identified certain legal and factual issues that require further investigation. Undersigned counsel needs more time to complete his investigation and analysis, and then to file pretrial motions, if

necessary, and to prepare for trial, if necessary. Moreover, additional time is needed to discuss the case with Mr. Nienadov.

The defendant respectfully submits that the best interests of justice served by granting this motion for a continuance substantially outweigh the interests of the defendant and the community in a speedy trial, and that failure to grant the continuance would deprive defense counsel of sufficient time to prepare for trial.

The government and counsel for Volodymyr Nikolaienko, Mr. Nienadov's co-defendant, are unopposed to this Motion for Continuance.

Respectfully submitted,

MARJORIE A. MEYERS
Federal Public Defender
Southern District of Texas No. 3233
Texas State Bar No. 14003750

By /s/ John MacVane
JOHN MACVANE
Assistant Federal Public Defender
Attorney in Charge
Texas State Bar ID No. 24085444
Southern District of Texas No. 2209776
Attorneys for Defendant
440 Louisiana, Suite 1350
Houston, Texas 77002-1056
Telephone: 713.718.4600
Fax: 713.718.4610

CERTIFICATE OF CONFERENCE

I certify that I conferred with Assistant United States Attorneys Sebastian Edwards and Kebharu Smith and determined that the United States is unopposed to this motion for continuance. I also conferred with Edward A. Mallett, counsel for Volodymr Nikolaienko, and determined that Mr. Nikolaienko is likewise unopposed.

s/ John MacVane _____
JOHN MACVANE

CERTIFICATE OF SERVICE

I certify that on August 2, 2019, a copy of the foregoing Unopposed Motion to Continue was served by Notification of Electronic Filing and was delivered by email to the office of Assistant United States Attorney Sebastian Edwards.

s/ John MacVane _____
JOHN MACVANE